
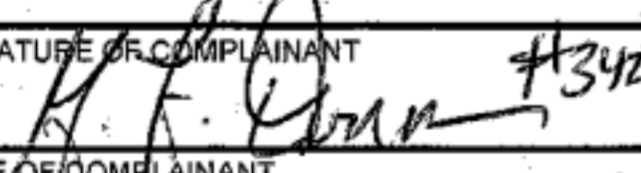
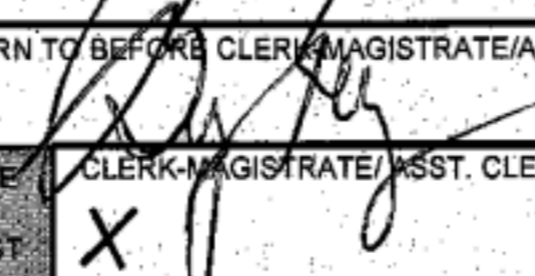


CRIMINAL COMPLAINT ORIGINAL		DOCKET NUMBER 1888CR000598	NO. OF COUNTS 1	Trial Court of Massachusetts District Court Department 
DEFENDANT NAME & ADDRESS Kevin S Fowler [REDACTED]				COURT NAME & ADDRESS Nantucket District Court 16 Broad Street PO Box 1800 Nantucket, MA 02554 (508)228-0460
DEFENDANT DOB 07/26/1959	COMPLAINT ISSUED 12/20/2018	DATE OF OFFENSE 07/08/2016	ARREST DATE	
OFFENSE CITY / TOWN Nantucket		OFFENSE ADDRESS		NEXT EVENT DATE & TIME 01/07/2019 11:00 AM
POLICE DEPARTMENT		POLICE INCIDENT NUMBER		NEXT SCHEDULED EVENT Arraignment
OBTN	PCF NUMBER	DEFENDANT XREF ID [REDACTED]		ROOM / SESSION Arraignment Session
The undersigned complainant, on behalf of the Commonwealth, on oath complains that on the date(s) indicated below the defendant committed the offense(s) listed below and on any attached pages.				

COUNT	CODE	DESCRIPTION
1	265/13H	INDECENT A&B ON PERSON 14 OR OVER c265 §13H

On 07/08/2016 did commit an indecent assault and battery on a person who had attained age 14, without the consent of such person, in violation of G.L. c.265, §13H.

PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; upon conviction, must register as a sex offender pursuant to G.L. c. 6, §§178C-178P.

SIGNATURE OF COMPLAINANT X  #13424	SWORN TO BEFORE CLERK/MAGISTRATE/ASST. CLERK/DEP. ASST. CLERK X 	DATE 12/20/18
NAME OF COMPLAINANT GERALD F. DONOVAN	A TRUE COPY ATTEST X	DATE

Notice to Defendant: 42 U.S.C. § 3796gg-4(e) requires this notice: If you are convicted of a misdemeanor crime of domestic violence you may be prohibited permanently from purchasing and/or possessing a firearm and/or ammunition pursuant to 18 U.S.C. § 922 (g) (9) and other applicable related Federal, State, or local laws.

APPLICATION FOR
CRIMINAL COMPLAINT

APPLICATION NO. (COURT USE ONLY)

PAGE

of

Trial Court of Massachusetts
District Court Department

I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused **HAS NOT BEEN ARRESTED** and the charges involve:

- ☐ ONLY MISDEMEANOR(S), I request a hearing ☐ **WITHOUT NOTICE** because of an imminent threat of
☐ BODILY INJURY ☐ COMMISSION OF A CRIME ☐ FLIGHT ☐ **WITH NOTICE** to accused.
☐ ONE OR MORE FELONIES, I request a hearing ☐ **WITHOUT NOTICE** ☐ **WITH NOTICE** to accused.

☐ WARRANT is requested because prosecutor represents that accused may not appear unless arrested.

Nantucket District Court
Broad Street
Nantucket, MA. 02554

ARREST STATUS OF ACCUSED

☐ HAS ☒ **HAS NOT** been arrested

INFORMATION ABOUT ACCUSED

NAME (FIRST MI LAST) AND ADDRESS

KEVIN S. FOWLER

BIRTH DATE

7/26/59

SOCIAL SECURITY NUMBER

PCF NO.

MARITAL STATUS

S

DRIVERS LICENSE NO.

STATE

NY

GENDER

M

HEIGHT

5'11"

WEIGHT

165

EYES

H2

HAIR

BR

RACE

W

COMPLEXION

W

SCARS/MARKS/TATTOOS

INTERPRETER NEEDED (language)

N

BIRTH STATE OR COUNTRY

U.S.

DAY PHONE

EMPLOYER/SCHOOL

MOTHER'S MAIDEN NAME (FIRST MI LAST)

FATHER'S NAME (FIRST MI LAST)

CASE INFORMATION

COMPLAINANT NAME (FIRST MI LAST)

TPR. GERALD F. DONOVAN

COMPLAINANT TYPE

☒ POLICE ☐ CITIZEN ☐ OTHER

PD

MSP

ADDRESS

PLACE OF OFFENSE

NANTUCKET

INCIDENT REPORT NO.

2017-102-483

OBTN

CITATION NO(S).

OFFENSE CODE

265, 13H

DESCRIPTION

INDECENT A&B, PERSON OVER 14

OFFENSE DATE

7/8/16

1
VARIABLES (distance, type and value of property, other variable information; see Complaint Language Manual)

OFFENSE CODE

DESCRIPTION

OFFENSE DATE

2
VARIABLES

OFFENSE CODE

DESCRIPTION

OFFENSE DATE

3
VARIABLES

REMARKS

COMPLAINANT'S SIGNATURE

X [Signature] #3424

DATE FILED

9/20/2018

COURT USE ONLY

A HEARING UPON THIS COMPLAINT APPLICATION
WILL BE HELD AT THE ABOVE COURT ADDRESS ON

DATE OF HEARING

AT

TIME OF HEARING

COURT USE ONLY

DATE

PROCESSING OF NON-ARREST APPLICATION (COURT USE ONLY)

CLERK/JUDGE

NOTICE SENT OF CLERK'S HEARING SCHEDULED ON:

NOTICE SENT OF JUDGE'S HEARING SCHEDULED ON:

HEARING CONTINUED TO:

APPLICATION DECIDED WITHOUT NOTICE TO ACCUSED BECAUSE:

- ☐ IMMINENT THREAT OF ☐ BODILY INJURY ☐ CRIME ☐ FLIGHT BY ACCUSED
☐ FELONY CHARGED AND POLICE DO NOT REQUEST NOTICE
☐ FELONY CHARGED BY CIVILIAN; NO NOTICE AT CLERK'S DISCRETION

DATE

COMPLAINT TO ISSUE

COMPLAINT DENIED

CLERK/JUDGE

☐ PROBABLE CAUSE FOUND FOR ABOVE OFFENSE(S)NO(S). ☐ 1. ☐ 2. ☐ 3. BASED ON☐ FACTS SET FORTH IN ATTACHED STATEMENT(S)☐ TESTIMONY RECORDED: TAPE NO. _____

START NO. _____ END NO. _____

☐ WARRANT ☐ SUMMONS TO ISSUE

SCHEDULED ARRAIGNMENT DATE:

☐ NO PROBABLE CAUSE FOUND☐ REQUEST OF COMPLAINANT☐ FAILURE TO PROSECUTE☐ AGREEMENT OF BOTH PARTIES☐ OTHER:

COMMENT

STATEMENT OF FACTSIN SUPPORT OF
APPLICATION FOR CRIMINAL COMPLAINT

APPLICATION NO. (court use only)

PAGE

___ OF ___

Trial Court of Massachusetts
District Court DepartmentThe undersigned alleges the following as a ☒ full or ☐ partial statement
of the factual basis for the offense(s) for which a criminal complaint is sought.

COURT DIVISION

PLEASE SEE ATTACHED REPORTS.

PRINTED NAME

GA DONOVAN

SIGNATURE

*X**[Signature]*

I AM A:

☒ LAW ENFORCEMENT OFFICER
☐ CIVILIAN COMPLAINANT OR WITNESS

DATE SIGNED

9/20/2013

(Use additional sheets if necessary)

ADDITIONAL FACTS FOUND BY CLERK-MAGISTRATE / ASST. CLERK / JUDGE BASED ON ORAL TESTIMONY

REMARKS

SIGNATURE OF CLERK-MAGISTRATE / ASST. CLERK / JUDGE

X

DATE SIGNED



CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

DANIEL BENNETT
SECRETARY

COLONEL KERRY A. GILPIN
SUPERINTENDENT

The Commonwealth of Massachusetts

Department of State Police

Massachusetts State Police Detective Unit

P.O. Box 655

Barnstable, MA 02630

TO: Detective Lieutenant Jack Mawn #2402
Unit Commander, Cape and Islands State Police Detective Unit

FROM: Trooper Gerald F. Donovan, #3424
Cape and Islands State Police Detective Unit

SUBJECT: INDECENT ASSAULT & BATTERY ON NANTUCKET

CASE#: 2017-102-483

1. On Wednesday, November 22, 2017, at approximately 11:10AM, Detective Brett Morneau and I interviewed [REDACTED] (DOB: [REDACTED] 98) at the Cape and Islands District Attorney's office in Barnstable. The interview was in regards to allegations Will has made that Kevin Spacey Fowler (DOB: 7/26/59), hereinafter referred to as SPACEY, sexually assaulted him at the Club Car in Nantucket on July 7, 2016. [REDACTED] had previously reported the assault via telephone to Nantucket Police Officer Kelly on October 31, 2016 (see attached).
2. [REDACTED] gave us the following account of what transpired between July 7, 2016 and July 8, 2016:
 - a. [REDACTED] was working at the Club Car on Nantucket as a bus boy. He started work at 4PM and his shift typically ended around midnight. [REDACTED] and the other employees had a staff meal before he started busing tables at approximately 5:30PM. It was at the beginning of his shift, or maybe in or around the staff meal, when [REDACTED] learned SPACEY would be at the Club Car. SPACEY arrived at approximately 11:30PM when [REDACTED] was still working. [REDACTED] had heard he'd arrived and saw SPACEY standing at the bar. SPACEY was with his manager, who [REDACTED] said was a Duke graduate. [REDACTED] never waited on SPACEY while he was working. [REDACTED]'s work attire was very formal so he brought a change of clothes which he changed into when his shift ended around midnight. [REDACTED] said there might be an

electronic time card indicating when he punched out. I asked about video surveillance in the restaurant, but [REDACTED] said he didn't think there was one.

- b. SPACEY and his manager were sitting at a table across from the bar, near the front door, speaking with [REDACTED]'s friend, Nick Uzelak. Nick was the doorman/bouncer of the Club Car, but was not working that night. [REDACTED] pulled Nick aside to ask Nick to introduce him to SPACEY since it looked like they were hitting it off. Nick said, "I thought I would just stop by to say hello." Nick told him it wouldn't be a problem. Nick didn't believe SPACEY took any pictures with people in the Club Car that night.
- c. [REDACTED] thinks it was between 12:00 and 12:30AM when he was introduced to SPACEY. He changed up after his shift ended at approximately midnight, spoke to some co-workers, and then went over to where SPACEY was sitting. SPACEY was sitting at the tables across from the bar, but not at the bar itself. Nick introduced them and SPACEY asked where [REDACTED] was from to which [REDACTED] responded, "Boston". SPACEY told [REDACTED] how his dog is named Boston because he got it in a hospital in Boston after the marathon bombings. SPACEY asked [REDACTED] how old he was and [REDACTED] told him he was twenty-three. SPACEY asked [REDACTED] where he went to school to which [REDACTED] responded he went to Wake Forest and was studying business. [REDACTED] was sitting at the table with everyone at that point. SPACEY's manager, Nick and his friend were around in the bar. SPACEY told [REDACTED] his manager could get him a job. [REDACTED] spoke to the manager and tried to talk "shop" about business, but [REDACTED] didn't know much really. [REDACTED] said it was because he was really only 18 and had not even started college yet. SPACEY had been at the bar while [REDACTED] spoke to the manager, but came back to [REDACTED] when the conversation ended.
- d. SPACEY asked [REDACTED] if he wanted a drink and [REDACTED] said, "Yes, a Stella." The drink buying continued throughout the night. [REDACTED] estimated the first drink was prior to 12:30AM with the bar being open pretty late and [REDACTED] thinking he was there until 1:30AM. [REDACTED] said the bar typically closed at 2AM. [REDACTED] described that night as busy and crowded. [REDACTED] said again they were near the front door and then he and SPACEY moved to where the piano was.
- e. The drinks continued constantly through the whole night. Things started to get a little fuzzy when [REDACTED] and SPACEY went over to the piano. [REDACTED] said he had at least 4 or 5 beers before SPACEY said they should switch to whiskey adding, "Let's get drunk." [REDACTED] said he and SPACEY had 4 to 5 glasses of whiskey. SPACEY was buying drinks for just the two of them, but the manager may have sometimes bought drinks for them, but [REDACTED] thought it was mostly just the two of them. [REDACTED] said there were 3 or 4 drinks prior to going over to the piano and he wasn't sure what they were talking about while at the

table. At the piano, ■■■ said they were doing sing-alongs and SPACEY had his arm around ■■■ ■■■ said he hadn't had any drinks before SPACEY bought him the first beer.

- f. ■■■ did say while they were at the table they spoke about his girlfriend and SPACEY asked how long they'd been dating. ■■■ told him 5 months and SPACEY said that was nothing. ■■■ had been texting her and SPACEY told him to stop talking to her. The bar was noisy with people talking and the piano playing. SPACEY asked ■■■ what he was packing and ■■■ knew what he meant due to the context of the conversation they were having about ■■■'s girlfriend. ■■■ told SPACEY he was average and SPACEY told ■■■ his dick was 8 inches long. ■■■ said he did not know how to respond to that.
- g. ■■■ said there wasn't much else prior to the piano as far as conversation went. ■■■ said he was wearing shorts and a button-down shirt. ■■■ described the shirt as a red, loose button-down shirt.
- h. ■■■ said they had both headed over to the piano together. They were singing along together, having a good time. The piano player was one of two guys who play the Club Car all summer. ■■■ said they went to the piano before 1AM, maybe 12:45AM or 12:50AM. ■■■ said he and SPACEY exchanged numbers before they went to the piano. SPACEY told ■■■ he would be there for the rest of the week. SPACEY said he was going to the brewery and they should exchange numbers so they could meet up later. SPACEY knew ■■■ worked at the Club Car. ■■■ said drinks were still coming while they were at the piano. ■■■ remembered the bartenders were Peggy and Dave. ■■■ felt they knew he was there and that he was with SPACEY.
- i. They were mostly just singing at the bar when around 1AM they went outside to smoke a cigarette. ■■■ doesn't usually smoke so SPACEY was the one who brought it up. They went to the back bench behind the Club Car. There SPACEY asked ■■■ if he wanted to go back to his house with his friends. ■■■ told SPACEY he had to work the next day and he had to get home because he was staying with his grandma. ■■■ said he didn't want to go back to SPACEY's because the request seemed weird based on SPACEY's earlier comment about his dick. ■■■ said he saw that comment as a red flag and did not want to go back to SPACEY's house. SPACEY pressed ■■■ on going over his house and said a ride home wouldn't be a problem, they would get him a taxi or Uber. SPACEY told ■■■ he could have that picture he wanted. It all seemed like a come-on to ■■■. He thought Kevin SPACEY was gay and trying to get him back to his house.

- j. They finished smoking the cigarette outside and they went back inside to the piano. [REDACTED] was uncomfortable when they were inside. [REDACTED] only lingered around because he wanted a picture with SPACEY, something for Instagram. SPACEY had told him if you come back with me, I will take a picture with you. [REDACTED] had asked earlier, but SPACEY had said no because then he'd have to take pictures with everyone. SPACEY did sign his autograph on a torn menu for [REDACTED] and Molly. [REDACTED]'s autograph said, "Your turn at drinks" and Molly's said "Always Smiles". SPACEY signed the autographs in the area of the piano, before they went outside.
- k. [REDACTED] thinks they were outside smoking a cigarette for about 10 to 15 minutes. SPACEY was persistent in trying to get [REDACTED] back to his house.
- l. When they went back to the piano, it was still very crowded. SPACEY was standing in front of [REDACTED], to [REDACTED]'s right. SPACEY used his left hand and started rubbing [REDACTED]'s thigh. SPACEY worked his way up to [REDACTED]'s zipper. [REDACTED] said this happened quickly. SPACEY unzipped his pants. [REDACTED] wasn't sure if SPACEY went into his pants through the open zipper, but over [REDACTED]'s pants and boxer shorts, putting his hand on [REDACTED]'s penis. [REDACTED] described it as a sexual manner. [REDACTED] was asked to expound upon that and he described SPACEY to be rubbing his dick. [REDACTED] didn't know what to do. He didn't want to get in trouble at work or get his work in trouble. He knows he's only 18, he's not supposed to be drinking, and he's not supposed to be drinking at his work. While SPACEY is touching his penis, [REDACTED] was texting and snapchatting. [REDACTED] thinks the touching went on for about 3 minutes. SPACEY goes back and forth, in and out of his pants several times, more than two to three times, but closer to several times. SPACEY continued the touching through the top of [REDACTED]'s pants. He didn't go in through the fly.
- m. SPACEY didn't say anything before he touched [REDACTED] or during the touching or after the touching. [REDACTED] didn't say anything to SPACEY either. [REDACTED] could've moved away, but it was crowded. [REDACTED] didn't get an erection and he said he wasn't gay. [REDACTED] described it as SPACEY trying to jack him off, the way SPACEY was playing with his dick, but [REDACTED] wasn't erect. [REDACTED] tried to shift away with his body and move SPACEY's hands away with his hands, but SPACEY kept reaching down his pants.
- n. [REDACTED] said his girlfriend did not believe him so that's when he snapchatted the video. The video is one of the last times SPACEY touched him. [REDACTED] said he had his phone in his left hand and he may have had a glass of whiskey in his right hand. SPACEY then stopped and left to go to the bathroom. [REDACTED] couldn't remember if he approached a woman or if a woman approached him, but she saw he was in distress. [REDACTED] told her he thought

Kevin SPACEY is trying to rape him. She told him to go so he did. [REDACTED] went out the back door and ran up Main Street until he got home to [REDACTED]

- o. [REDACTED] was shown the video he said was of SPACEY touching him and [REDACTED] was wearing a blue shirt. [REDACTED] said that was right, it was a blue shirt. SPACEY was wearing a ball cap, a grey, tweed blazer and pants.
 - p. While he was on his way home—about half way up Main Street—[REDACTED] received a text from SPACEY saying, "I think we lost each other". [REDACTED] did not respond to the text. [REDACTED] got home and woke up his sister, [REDACTED], to tell her what happened. [REDACTED] then called their mom. His parents were home in Dover, but [REDACTED]'s mother came to the island the next day. [REDACTED] told [REDACTED] he woke up around 4AM and started pacing around the room.
 - q. [REDACTED] said the whole thing was embarrassing and has not had a "profound emotional effect" on him. [REDACTED] told his friends about it and he makes jokes about it because that's his way. [REDACTED] called the police because he doesn't want what happened to him to happen to anyone else.
3. At the end of the interview, [REDACTED] said he still went to work the next day, but told the owner, Joe, what happened because he wanted to leave if Kevin SPACEY came back. According to [REDACTED], Joe asked him if it was his first time being hit on by a guy. [REDACTED] said his mother told him that day to call the police, but [REDACTED] did not want to get anyone at the bar in trouble. [REDACTED] described the woman who told him to leave as in her 30's or 40's, pretty, possibly blonde, but he'd never seen her before. I asked [REDACTED] if he'd been drunk before and [REDACTED] said he'd been drunk a lot and has blacked out before. [REDACTED] said his senior year was very good. I asked [REDACTED] if he blacked out that night and [REDACTED] said not at the restaurant, but he didn't remember pacing around like his sister said. I asked if he made it home safely and [REDACTED] said he did, but he was definitely hungover the next day before he went to work at 4PM.
4. The interview concluded at 1:02PM.

Respectfully Submitted,

Trooper Gerald F. Donovan, #3424
Massachusetts State Police Detectives
Cape and Islands District



CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

DANIEL BENNETT
SECRETARY

COLONEL KERRY A. GILPIN
SUPERINTENDENT

The Commonwealth of Massachusetts

Department of State Police

Massachusetts State Police Detective Unit

P.O. Box 655

Barnstable, MA 02630

TO: Detective Lieutenant Jack Mawn #2402
Unit Commander, Cape and Islands State Police Detective Unit

FROM: Trooper Gerald F. Donovan, #3424
Cape and Islands State Police Detective Unit

SUBJECT: INTERVIEW OF MOLLY DOYLE RE: NANTUCKET INDECENT
ASSAULT AND BATTERY

CASE#: 2017-102-483/1

1. On Monday, December 18, 2017, at approximately 2:55PM, Sergeant Scott Brightman and I interviewed Molly Doyle (DOB: 8/27/97) relative to her knowledge of an alleged sexual assault that occurred after midnight on July 8, 2016 on Nantucket. Molly was dating the victim, [REDACTED] and the two had been in contact throughout July 7th and July 8th 2016 via text message. The suspect of the sexual assault is Kevin Spacey Fowler, hereinafter referred to as SPACEY. Molly was the first person [REDACTED] told of the sexual assault.
2. The interview took place at Molly's residence and Molly gave us the following account based on her recollection:
 - a. Molly was in Rhode Island at her summer house in Bonnet Shores. She and [REDACTED] had been dating for approximately 5 months and the two had been texting throughout the day of July 7th. Sometime during the evening of July 7th, while [REDACTED] was at work at the Club Car, he texted her and told her SPACEY was expected at the Club Car later that night. Molly didn't know who SPACEY was so she looked him up and saw he was on the Netflix series, *House of Cards*. Molly asked [REDACTED] to get an autograph for her and [REDACTED] said he'd get an autograph and a picture. Molly felt [REDACTED] would be excited to meet SPACEY and that he would be "starstruck". Molly received texts from [REDACTED] after [REDACTED] met SPACEY and Molly could tell [REDACTED] was excited because SPACEY was buying him drinks and SPACEY had given [REDACTED] his phone number. Molly said she thought a co-worker was with [REDACTED] when he met SPACEY. Molly was unsure if [REDACTED] had ever met any other celebrities at the Club Car while he worked there. At some point during the night,

Molly received a text from [REDACTED] saying SPACEY was hitting on him, but Molly didn't believe him. Molly said she told [REDACTED] to walk away. Molly received a Snapchat video from [REDACTED] showing SPACEY touching the front of [REDACTED]'s pants by his crotch. [REDACTED] texted Molly again when he was running home and then they spoke on the phone when [REDACTED] got home. Molly could tell [REDACTED] was drunk and she felt [REDACTED] was emotionally worked up. Molly has seen [REDACTED] drunk before during their relationship. Molly was aware SPACEY had texted [REDACTED] asking him where he went. Molly wasn't sure if she'd seen the screenshot of it or the actual text later on. Molly felt she and [REDACTED] were texting late at night and that it lasted about an hour or so throughout [REDACTED]'s ordeal. [REDACTED]'s voice was wavering and he kept repeating, "I'm not gay." Molly felt [REDACTED] was caught off guard a man would hit on him. [REDACTED] never told her SPACEY reached into his pants, but she found out later after Heather Unruh's news conference. Molly was asked for more information about the Snapchat video she saw, but Molly said she only ever saw it twice and she wasn't able to give any more description than a hand touching the front of [REDACTED]'s pants. When they spoke, [REDACTED] told her he was going to wake up his sister [REDACTED]. Molly said a lot of people knew SPACEY had hit on [REDACTED], but people didn't know he was actually sexually assaulted. Both their groups of friends would joke around with [REDACTED] about it and it never seemed to bother [REDACTED]. Molly was asked if there were any other pictures or videos from that night to which Molly responded no. Molly said she did receive the autograph [REDACTED] had SPACEY sign. Molly said she couldn't read it and it was on a torn piece of paper. Molly said she doesn't even know where it is. Molly said no one else has attempted to speak with her about this other than family and friends after Heather Unruh's news conference. Molly is still close with the [REDACTED] and she saw [REDACTED] over Thanksgiving break. She knew at that time [REDACTED] had filed a police report. Molly had seen Heather Unruh's Facebook post prior to the news conference so she knew what was coming. Molly was asked if she and [REDACTED] were involved in a private text or a group text. Molly was only part of a private text with [REDACTED] and herself.

3. The interview ended at approximately 3:25PM.

Respectfully Submitted,

Trooper Gerald F. Donovan, #3424
Massachusetts State Police Detectives
Cape and Islands District



CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

DANIEL BENNETT
SECRETARY

COLONEL KERRY A. GILPIN
SUPERINTENDENT

The Commonwealth of Massachusetts

Department of State Police

Massachusetts State Police Detective Unit

P.O. Box 655

Barnstable, MA 02630

TO: Detective Lieutenant Jack Mawn #2402
Unit Commander, Cape and Islands State Police Detective Unit

FROM: Trooper Gerald F. Donovan, #3424
Cape and Islands State Police Detective Unit

SUBJECT: INTERVIEW OF KYLA LITTLE RE: NANTUCKET INDECENT ASSAULT
& BATTERY

CASE#: 2017-102-483/2

1. On Monday, December 18, 2017, at approximately 4:46PM, Sergeant Brightman and I interviewed [REDACTED] (DOB: [REDACTED]/00) at [REDACTED] regarding her interactions with her brother, [REDACTED] after he was allegedly sexually assaulted by Kevin Spacey Fowler, hereinafter referred to as SPACEY. [REDACTED] gave us the following account:
 - a. [REDACTED] was on Nantucket the summer of 2016 working at Pinwheels and staying with her grandmother and [REDACTED]. She last spoke to [REDACTED] the night before on July 6th because she worked during the day and he worked at night. [REDACTED] had gone to bed at approximately 10PM on the July 7th. Sometime during the early morning hours of July 8th, [REDACTED] awoke to [REDACTED] sitting on the end of her bed breathing heavily. [REDACTED] was asked if [REDACTED]'s behavior was unusual and she said it was. They both have different bedrooms. Oftentimes when [REDACTED] came home he would make a burger outside on the grill. [REDACTED] remembered [REDACTED] saying, "Kevin SPACEY just raped me." [REDACTED] said [REDACTED] seemed flustered. [REDACTED] started pacing back and forth before sitting on the extra twin bed and telling [REDACTED] what happened between he and SPACEY. [REDACTED] was told [REDACTED] learned from his friend Nic that SPACEY would be there. [REDACTED] started talking with SPACEY and they went from drinking whiskey to beer. Then SPACEY started reaching into [REDACTED]'s pants. I asked if [REDACTED] specifically said "into his pants" to which [REDACTED] said [REDACTED] definitely said SPACEY put his hand "in his pants". [REDACTED] told [REDACTED] SPACEY wanted him to go to an after party. At some point, SPACEY went to the bathroom and a woman told [REDACTED] to run. After [REDACTED] told her what happened, she called her mother and they both spoke to her. [REDACTED] also showed [REDACTED] the napkins SPACEY had signed. [REDACTED] said the conversation with [REDACTED] was between 2AM and 3AM. [REDACTED] went to bed after

they were done talking and according to [REDACTED], it was obvious [REDACTED] was drunk. I asked if [REDACTED] had seen [REDACTED] drunk before and [REDACTED] stated she had. [REDACTED] got [REDACTED] a glass of water and then went to bed. The next day she got up and went to work at Pinwheels. [REDACTED] recalled [REDACTED] using the term "rape" a lot when he talked about what happened. [REDACTED] seemed completely flustered and confused about how it happened. He had wide eyes; looking everywhere. He was sweating, but [REDACTED] said it was July and he had just run home.

[REDACTED] told us she thinks it affected [REDACTED] but he's been able to laugh about it which is probably a coping mechanism. [REDACTED] added the laughing was more immediate and recently it's been less so. [REDACTED]'s noticed since [REDACTED] reported it and he's been home, he's been acting different; more quiet than usual. [REDACTED] said Molly Doyle felt the same way about [REDACTED]'s behavior.

2. The interview ended at approximately 5:12PM.

Respectfully Submitted,

Trooper Gerald F. Donovan, #3424
Massachusetts State Police Detectives
Cape and Islands District



CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

DANIEL BENNETT
SECRETARY

COLONEL KERRY A. GILPIN
SUPERINTENDENT

The Commonwealth of Massachusetts

Department of State Police

Massachusetts State Police Detective Unit

P.O. Box 655

Barnstable, MA 02630

TO: Detective Lieutenant Jack Mawn #2402
Unit Commander, Cape and Islands State Police Detective Unit

FROM: Trooper Gerald F. Donovan, #3424
Cape and Islands State Police Detective Unit

SUBJECT: TELEPHONE INTERVIEWS RE: NANTUCKET INDECENT ASSAULT &
BATTERY

CASE#: 2017-102-483/3

TELEPHONE INTERVIEW OF JOE PANTORNO:

I spoke with Joe Pantorno on Tuesday, December 12, 2017 at approximately 3:33PM. Joe was the owner of the Club Car during the summer of 2016. Joe told me the following:

Joe doesn't have any independent memory of that night, but knows Kevin SPACEY was there at some point. The Club Car gets very busy on Nantucket in the summer and he couldn't isolate one night from another. He vaguely remembers SPACEY being there. Joe said he did not see SPACEY assault anyone and no one talked to him about it happening.

TELEPHONE INTERVIEW OF DAVID POWELL:

I spoke with David Powell on Tuesday, December 12, 2017 at approximately 6:05PM. David told me the following:

He was working as a bartender at the Club Car on the night of July 7, 2016 into July 8th. He remembers Kevin SPACEY coming in with two other guys, but David didn't recognize the two guys. SPACEY sat at the bar for a couple of drinks. David knows [REDACTED] from working at the Club Car with him. David did see [REDACTED] hanging out with SPACEY. From David's perspective, it didn't seem like SPACEY was too bothered by hanging out with [REDACTED]. David was going to tell [REDACTED] to leave SPACEY alone, but did not. Last he saw, they were near the piano. David did not see if [REDACTED] was drinking. If he had, he would've put the "kibosh" on it. David said it was unusual to see [REDACTED] near the bar. David

did not see SPACEY assault or sexually assault anyone that night. David heard about [REDACTED]'s story from the paper. David described the Club Car that night as a normal, crazy night other than SPACEY showing up. He said every night was like Saturday night in the summer.

TELEPHONE INTERVIEW OF CLAUS BOKELMAN:

I spoke with Claus Bokelman on Tuesday, December 19, 2017 at approximately 12:50PM. Claus told me the following:

Claus knows [REDACTED] because Claus was a waiter at the Club Car. Claus saw SPACEY at the bar. Claus never saw [REDACTED] with SPACEY, but the talk amongst the staff was [REDACTED] was with SPACEY. Claus offered his own opinion that the whole thing was blown out of proportion. Claus worked that night until about 11:30PM. After his shift he would've stayed outside and in the employee area. When [REDACTED] came back to work everyone was joking about it to include [REDACTED]

TELEPHONE INTERVIEW OF NIKOLA UZELAC:

I spoke with Nikola Uzelac on Thursday, December 21, 2017 at approximately 2:47PM. Nikola was in Serbia and it was 8:47PM where he was. Nikola told me the following:

Nikola does remember when Kevin SPACEY came to the Club Car. There were three times that summer, with the first visit being when [REDACTED] met him. Nikola wasn't working that night, but was there with a friend. Nikola said he didn't see an assault. He saw SPACEY close to [REDACTED]. Nikola had eyes on them all night. He thought something was going on that night between the two of them, but didn't see any groping. Before [REDACTED] met SPACEY, Nikola had been sitting near SPACEY and then they spoke when SPACEY heard Nikola was from Serbia. [REDACTED] came over and it was obvious he was starstruck and excited about meeting SPACEY. Nikola said again he did not see the act, but he knew [REDACTED] as a good guy and really funny. But something happened and [REDACTED] looked pale, blank, a bit frightened. Nikola said, "To be honest, I was drinking that night." [REDACTED] had come over to the bar after his shift where SPACEY was sitting with two other guys near where Nikola was sitting. Earlier, when Nikola went to the bar, he saw three seats reserved so he knew someone important was coming in. That's when he found out SPACEY was supposed to show up. When [REDACTED] came over he was looking for SPACEY. Later in the night, [REDACTED] and SPACEY were sitting in the farthest place from the bar where there wasn't much light. There were 6-10 people around the piano. Nikola said they were sitting close to each other. Sometimes people would block his view of them and they were there for 5 to 10 minutes. Nikola said he was still with his friend when he noticed [REDACTED] didn't seem like himself. Then [REDACTED] was gone, but Nikola saw SPACEY again. Nikola found out the next day what happened, but couldn't remember who told him, whether it was the staff or a bartender. [REDACTED] spoke about it over the next couple days. Nikola heard [REDACTED] was either groped, sexually harassed, or raped. Nikola stated again [REDACTED] was a good guy and not a liar.

TELEPHONE INTERVIEW OF KERRY FEE:

I spoke with Kerry Fee on Thursday, December 21, 2017 at approximately 3:10PM. Kerry said she didn't start working at the Club Car until the middle of July during the summer of

2016. Kerry added she does remember seeing Kevin SPACEY at the Club Car from other summers.

TELEPHONE INTERVIEW OF PEGGY FELDON:

I spoke with Peggy Feldon on Friday, December 29, 2017 at approximately 12:02PM. Peggy told me the following:

She worked as a bartender at the Club Car. She remembered Kevin SPACEY was in a couple of nights and does remember a "busser" named [REDACTED]. On the first night SPACEY was at the Club Car, all the staff went to the bar to "peek" at SPACEY. Peggy described them as "star-struck". Peggy did not remember if [REDACTED] was one on one with SPACEY. Peggy recalled SPACEY ordering a martini called "blood in sand" and described it as an "old school" martini. Peggy did not know how to make the drink so the other bartender, Dave, made the drink for SPACEY. SPACEY was at the bar interacting with people. Peggy did not see any type of sexual assault take place involving Kevin SPACEY.

TELEPHONE INTERVIEW OF JENNIFER FLYNN:

I spoke with Jennifer Flynn on Tuesday, January 3, 2018 at approximately 11:31AM. Jennifer told me the following:

Heather Unruh reached out to Jennifer via her LinkedIn account. Heather had discovered Jennifer was at the Club Car the night of January 7, 2016 through an Instagram account. Heather had asked Jennifer to see if any of her friends who were with her had seen Kevin SPACEY interact with [REDACTED] and/or had told [REDACTED] to run. Jennifer said she came up empty. She asked her friends and they didn't see anything out of the ordinary. Kevin SPACEY was not the focus for her that night. She remembered someone pointing out SPACEY and when she glanced over she might have seen the back of his head. Jennifer did not try to meet SPACEY. Her group of friends were near the piano while they were at the Club Car. They had not eaten at the Club Car, but gone there after dinner elsewhere for drinks. Jennifer described the Club Car as busy and that it's not unusual to have famous people on Nantucket.

Respectfully Submitted,

Trooper Gerald F. Donovan, #3424
Massachusetts State Police Detectives
Cape and Islands District



CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

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SUPERINTENDENT

The Commonwealth of Massachusetts

Department of State Police

Massachusetts State Police Detective Unit

P.O. Box 655

Barnstable, MA 02630

TO: Detective Lieutenant Jack Mawn #2402
Unit Commander, Cape and Islands State Police Detective Unit

FROM: Trooper Gerald F. Donovan, #3424
Cape and Islands State Police Detective Unit

SUBJECT: INTERVIEW OF JEN FLYNN IN NEW YORK CITY

CASE#: 2017-102-483/4

1. On Thursday, January 18, 2018, Trooper Fries and I traveled to New York City to interview Jen Flynn related to her observations on the night of July 7th-8th, 2016 at the Club Car on Nantucket. The interview took place at approximately 11:00AM in Jennifer's office at the Major League Baseball offices in Chelsea Market, 75 9th Avenue, New York, NY. Jennifer had already been interviewed over the phone. The interview was audio recorded (see attached). Jennifer's statement was consistent with what she said over the phone. She did not really see Kevin SPACEY, she did not see who Kevin SPACEY was with, nor did she see anything out of the ordinary happen during her time at the Club Car.

Respectfully Submitted,

Trooper Gerald F. Donovan, #3423
Massachusetts State Police Detectives
Cape and Islands District



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P.O. Box 655

Barnstable, MA 02630

TO: Detective Lieutenant Jack Mawn #2402
Unit Commander, Cape and Islands State Police Detective Unit

FROM: Trooper Gerald F. Donovan, #3424
Cape and Islands State Police Detective Unit

SUBJECT: TELEPHONIC INTERVIEW OF BRIAN BUCH

CASE#: 2018-102-483/5

1. Heather Unruh identified the piano player in the Club Car on the night of July 7th into July 8th, 2016 as Brian Buch (DOB: 8/19/84). According to Heather, Brian Buch did not see what was happening that night, but he went to Florida for a wedding and saw Dave Powell recently. According to Heather, Dave told Brian he saw everything that happened and Dave saw the woman that told [REDACTED] to leave the Club Car after [REDACTED] told the woman Kevin SPACEY was trying to rape him.
2. I called Brian Buch and spoke to him on Wednesday, January 24, 2018 at approximately 5:50PM and learned the following:

Brian doesn't remember seeing Kevin Spacey in the Club Car that night and he has no independent memory of that night. He had no idea anything was happening or had happened. After the incident, Brian remembers both the owner, Joe Pantoro, and [REDACTED] talking about it at the next staff dinner. Joe said at the dinner that Kevin Spacey was a little "touch-feely and flirty" and that he thinks Kevin Spacey "has a thing for one of our bus boys." [REDACTED] said something along the lines of, "if that guy wasn't famous, I would've punched him." Brian felt [REDACTED] may have been star struck.

Brian saw Dave Powell, the bartender, about two weeks ago. Dave said he saw SPACEY and [REDACTED] go in another room. I asked what room and Brian said it was from the bar area to the dining area. That appeared to be the extent of Brian and Dave's conversation regarding the incident.

Brian said he had spoken with Heather Unruh on Wednesday, January 17, 2018 for approximately 5 minutes.

Brian had to end our conversation because he needed to give a piano lesson, but he called me back on Thursday, January 25, 2018 at approximately 3:08PM. Brian told me he witnessed Kevin SPACEY touching a male who was celebrating his 21st birthday. Brian was done working and sitting in the back corner of the bar area. SPACEY was at the bar where the bartender would be. To the left of SPACEY was the man and to the right of SPACEY were the man's parents. SPACEY was talking to both the man and the parents, but while doing so was touching the front of the man's pants "pretty aggressively". Brian originally thought SPACEY and the man were dating. Brian added when [REDACTED]'s story came out he thought it was the man at the bar the press were talking about. SPACEY was by himself that night as Brian didn't see him come in with anybody and SPACEY left by himself. Brian said he didn't see SPACEY's hands go in the man's pants and it was all in the front of his pants. Brian said he was about 10 feet away from the bar where they were.

I asked Brian if he'd heard about any women saying they were the woman that [REDACTED] spoke to and Brian said he did not that woman nor had he heard anything about her.

Respectfully Submitted,

Trooper Gerald F. Donovan, #3424
Massachusetts State Police Detectives
Cape and Islands District



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TO: Detective Lieutenant Jack Mawn #2402
Unit Commander, Cape and Islands State Police Detective Unit

FROM: Trooper Gerald F. Donovan, #3424
Cape and Islands State Police Detective Unit

SUBJECT: FOLLOW-UP TELEPHONIC INTERVIEW WITH JOSEPH PANTORNO

CASE#: 2018-102-483/6

1. On Wednesday, March 7, 2018 at approximately 11:08AM, I spoke with Joseph "Joe" Pantorno (DOB: 6/14/50) related to the investigation of an Indecent Assault and Battery on Nantucket. Joe was the owner of the Club Car on Nantucket during the summer of 2016 where the alleged sexual assault occurred. I had already spoken with Joe on December 12, 2017 regarding his knowledge of the incident. Joe told me the following:

He had spoken to Sergeant Klinger (Nantucket Police Department) previously and again recently about the Club Car reservation book. Everything was manual, not computerized, and since Joe didn't own the Club Car anymore, it was all at the dump. He only kept the tax copies which was at the direction of his accountant. He used to keep his receipts in the basement, but they too, went to the dump. Joe explained it was a seasonal restaurant where it wasn't computerized and he kept everything in boxes. There was mildew in his basement so that was his reason for taking the boxes to the dump. Joe said after the news broke about the sexual assault, he received a call from his insurance company. Joe remembered that the staff was joking with [REDACTED] about Kevin SPACEY the next day. He also remembered seeing [REDACTED] over the summer of 2017 where he joked with [REDACTED] about [REDACTED] seeing any SPACEY movies. I asked if Joe had heard of the woman that [REDACTED] may have spoken to and Joe responded he knew nothing about a "mystery woman". I also asked if the Club Car cordoned off seats at the bar and if they did it for SPACEY. Joe said they would do that, but only in the early evening for dinner before the music starts.

2. The interview concluded and Joe agreed to speak to me again if need be.

Respectfully Submitted,

Trooper Gerald F. Donovan, #3424
Massachusetts State Police Detectives
Cape and Islands District



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P.O. Box 655

Barnstable, MA 02630

TO: Detective Lieutenant Jack Mawn #2402
Unit Commander, Cape and Islands State Police Detective Unit

FROM: Trooper Gerald F. Donovan, #3424
Cape and Islands State Police Detective Unit

SUBJECT: TELEPHONIC INTERVIEW OF STEVEN TORNOVISH

CASE#: 2018-102-483/7

1. On Friday, March 9, 2018, at approximately 10:00AM, I spoke with Steven Tornovish (DOB: 9/5/61) on the telephone regarding his knowledge of an alleged sexual assault that occurred at the Club Car on July 7, 2016 on Nantucket. I was given Steven's phone number by the victim's attorney, Mitch Garabedian. Steven told me the following:

Steve retired from the Nantucket Police Department in 2015. Mitch had reached out to him. Steven emphasized he wasn't getting paid as a private eye nor does he have a license. Steve admitted what he knew was hearsay, but he thought Dave Powell (Club Car bartender) had information related to the assault because he heard Dave Powell was telling people he saw everything. Peggy Feldon was also tending bar. Steve mentioned a Lilly Underwood, but was not sure if she worked there then. Steve reiterated his information was, "nothing you could hang your hat on". There had been a question of a Shae Jones being a witness to the sexual assault, but Steve said she wasn't even working that night. Steve said he wasn't interested in being involved and he wasn't trying to overstate what he knows, adding he had no actionable information. I asked Steve if there was an attitude on the island to close ranks and not talk about the alleged sexual assault, but Steve said his opinion was to the contrary and if he heard anything of value, he would pass it on to me.

2. The interview concluded with Steve agreeing to speak to me again if need be.

Respectfully Submitted,

Trooper Gerald F. Donovan, #3424
Massachusetts State Police Detectives
Cape and Islands District



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TO: Detective Lieutenant Jack Mawn #2402
Unit Commander, Cape and Islands State Police Detective Unit

FROM: Trooper Gerald F. Donovan, #3424
Cape and Islands State Police Detective Unit

SUBJECT: INTERVIEW OF PEGGY FELDON IN NAPLES, FLORIDA

CASE#: 2018-102-483/8

1. On Monday, March 26, 2018, at approximately 2:42PM, Trooper Hatchell and I interviewed Margaret "Peggy" Feldon (DOB: 2/19/85) in Naples, Florida. Peggy was a bartender at the Club Car on July 7, 2016 on Nantucket when an alleged sexual assault took place. The interview was audio recorded (see attached).

Respectfully Submitted,

Trooper Gerald F. Donovan, #3424
Massachusetts State Police Detectives
Cape and Islands District



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TO: Detective Lieutenant Jack Mawn #2402
Unit Commander, Cape and Islands State Police Detective Unit

FROM: Trooper Gerald F. Donovan, #3424
Cape and Islands State Police Detective Unit

SUBJECT: INTERVIEW OF DAVID POWELL IN WEST PALM BEACH, FLORIDA

CASE#: 2018-102-483/9

1. On Tuesday, March 27, 2018, at approximately 3:00PM, Trooper Hatchell and I interviewed David Powell (DOB: 4/13/63) in West Palm Beach, Florida. David was a bartender at the Club Car on July 7, 2016 on Nantucket when an alleged sexual assault took place. The interview was audio recorded (see attached).

Respectfully Submitted,

Trooper Gerald F. Donovan, #3424
Massachusetts State Police Detectives
Cape and Islands District